

एडिशन नं० की० ४०१.



राजपत्र, हिमाचल प्रदेश

(असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, बुधवार, 19 दिसम्बर, 1973/28 अग्रहायण, 1895

GOVERNMENT OF HIMACHAL PRADESH

LAW DEPARTMENT

NOTIFICATION

Simla-2, the 12th December, 1973

No. 5-18/73-L.R.—The Himachal Pradesh Panchayati Raj (Amendment) Bill, 1973 (Bill No. 20 of 1973), after having received the assent

1848 असाधारण राजपत्र, हिमाचल प्रदेश, 19 दिसम्बर, 1973/28 अग्रहायण, 1895

of the Governor, Himachal Pradesh, on the 4th December, 1973, is hereby published in the Rajpatra, Himachal Pradesh as Act No. 24 of 1973.

JOSEPH DINA NATH,
Deputy Secretary.

THE HIMACHAL PRADESH PANCHAYATI RAJ (AMENDMENT)

ACT, 1973

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ACT

further to amend the Himachal Pradesh Panchayati Raj Act, 1968 (Act No. 19 of 1970).

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Twenty-fourth Year of the Republic of India as follows:—

1. (1) This Act may be called the Himachal Pradesh Panchayati Raj (Amendment) Act, 1973.

(2) It shall come into force at once.

2. In proviso to section 12 of the Himachal Pradesh Panchayati Raj Act, 1968 (hereinafter called the principal Act), the words “but no co-option shall be done by such Gram Panchayat unless all its members are duly elected” shall be deleted.

3. For sub-section (2) of section 74 of the principal Act, the following sub-section (2) shall be substituted, namely:—

“(2) After the co-option under sub-section (1), the Chairman shall be elected by majority vote amongst the primary and co-opted members of the Panchayat Samiti in the prescribed manner. Thereafter the Vice-Chairman shall be elected by majority vote in the same manner:

Provided that if a Pradhan of a Gram Panchayat is elected as Chairman of the Panchayat Samiti, he shall cease to be the Pradhan of the Gram Panchayat from the date of his election as Chairman of the Panchayat Samiti is notified.”.

4. For sub-sections (4) and (5) of section 195 of the principal Act, the following shall be substituted as sub-sections (4) and (5), namely:—

“(4) There shall be a special meeting of the Gram Panchayat for electing Nyaya Panches and such a meeting shall be presided over by the prescribed authority. The quorum for holding such meeting shall be 5 Panches of the Gram Panchayat.

(5) The Gram Panchayat may elect any member of Gram Sabha as a Nyaya Panch provided such a member is not disqualified for being chosen as a Panch under sub-section (5) of section 9 of the Act.”.

5. In Schedule II appended to the principal Act, the items 47, 48 and 49 shall be deleted.

6. (1) The Himachal Pradesh Panchayati Raj (Amendment) Ordinance, 1973 (Ordinance No. 3 of 1973) is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the said Ordinance shall be deemed to have been done or taken under this Act.

